

IC 16-41-39.4

Chapter 39.4. Childhood Lead Poisoning

IC 16-41-39.4-1

Rules

Sec. 1. The state department may adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.123-1997, SEC.12. Amended by P.L.99-2002, SEC.8.

IC 16-41-39.4-2

Powers of state department

Sec. 2. The state department may do the following:

- (1) Determine the magnitude of lead poisoning in Indiana's residents.
- (2) Provide consultation and education to a medical provider network that screens for lead poisoning throughout Indiana.
- (3) Receive and analyze blood samples or assist regional lab sites to receive and analyze blood samples for lead poisoning.
- (4) Develop and maintain a database of unduplicated children with lead poisoning.
- (5) Provide consultation to local health departments regarding medical case follow-up and environmental inspections connected to reducing the incidence of lead poisoning.
- (6) Coordinate lead exposure detection activities with local health departments.
- (7) Coordinate with the Indiana Minority Health Coalition for outreach programs regarding lead poisoning.
- (8) Notify and update pediatricians and family practice physicians of lead hazards in a timely fashion.
- (9) Provide consumer alerts and consumer education regarding lead hazards, including those associated with mini-blinds.

As added by P.L.123-1997, SEC.12. Amended by P.L.59-2003, SEC.1.

IC 16-41-39.4-3

Blood examinations; reports

Sec. 3. A person that examines the blood of an individual described in section 2 of this chapter for the presence of lead must report to the state department the results of the examination not later than one (1) week after completing the examination. The report must include at least the following:

- (1) With respect to the individual whose blood is examined:
 - (A) the name;
 - (B) the date of birth;
 - (C) the gender;
 - (D) the race; and
 - (E) any other information that is required to be included to qualify to receive federal funding.
- (2) With respect to the examination:

- (A) the date;
 - (B) the type of blood test performed;
 - (C) the person's normal limits for the test;
 - (D) the results of the test; and
 - (E) the person's interpretation of the results of the test.
- (3) The names, addresses, and telephone numbers of:
- (A) the person; and
 - (B) the attending physician, hospital, clinic, or other specimen submitter.

As added by P.L.99-2002, SEC.9. Amended by P.L.59-2003, SEC.2.

IC 16-41-39.4-4

Distribution of information

Sec. 4. (a) Notwithstanding IC 16-41-8-1, the state department, the office of the secretary of family and social services, and local health departments shall share among themselves and with the United States Department of Health and Human Services information, including a child's name, address, and demographic information, that is gathered after January 1, 1990, concerning the concentration of lead in the blood of a child less than seven (7) years of age to determine the prevalence and distribution of lead poisoning in children less than seven (7) years of age.

(b) Notwithstanding IC 16-41-8-1, the state department, the office of the secretary of family and social services, and local health departments shall share information described in subsection (a) that is gathered after July 1, 2002, with organizations that administer state and local programs covered by the United States Department of Housing and Urban Development regulations concerning lead-based paint poisoning prevention in certain residential structures under 24 CFR Subpart A, Part 35 to ensure that children potentially affected by lead-based paint and lead hazards are adequately protected from lead poisoning.

(c) A person who shares data under this section is not liable for any damages caused by compliance with this section.

As added by P.L.99-2002, SEC.10. Amended by P.L.1-2003, SEC.63.